

476-1919

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF

Kirby et al

SERIAL NO.: 09/862,861

FILED: May 22, 2001

FOR: MANAGEMENT AND CONTROL OF  
MULTI LAYER NETWORKS



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) Group Art Unit: 2661

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) Attorney Docket No. 476-1991.1

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) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents and Trademarks, Washington, D.C. 20231, Box: Response No Fee" on November 19, 2001.

Name of person signing Tandra Blue

Signature

**RESPONSE TO NOTICE OF INCOMPLETE REPLY**

Honorable Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

A notice of incomplete reply has been received (copy attached), but since the notice of incomplete reply is in clear error, retraction of the notice is requested.

As clearly set forth in the response mailed September 19, 2001, three declarations were being transmitted because one declaration had signatures by Messrs. Kirkby, Ireland and Kadengal, one had signature by Mr. Heffernan, and one had signature by Mr. Hamer. Thus, the three declarations clearly had signature by all five inventors, including Mr. Hamer, and nothing more could possibly be presented to the Patent and Trademark Office.

Duplicate copies of the declarations are appended hereto. It is requested that the Patent and Trademark Office acknowledge its error and further process this application as appropriate.

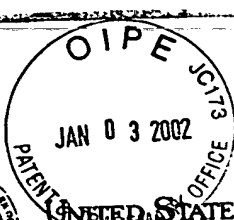
Dated: November 19, 2001

Respectfully submitted,

William M. Lee, Jr.

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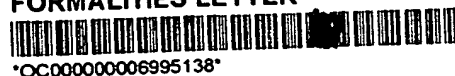
UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/862,861	05/22/2001	Paul Anthony Kirkby	476-1919.1

CONFIRMATION NO. 1079

FORMALITIES LETTER



\*OC000000006995138\*

 William M. Lee, Jr.  
 Lee, Mann, Smith, McWilliams, Sweeney & Ohlson  
 P.O. Box 2786  
 Chicago, IL 60690-2786

Date Mailed: 10/30/2001

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 09/24/2001 to the Notice to File Missing Parts (Notice) mailed 07/19/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Peter Hamer*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

BEST AVAILABLE COPY